IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 19TH JANUARY 2007 / 29TH PAUSHA 1928

Bail Appl..No. 401 of 2007()

CC.380/2001 of JFCM, PARAVOOR
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: PETITIONERS/ACCUSED:
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1. P.N. PADMAVATHY, BALAKRISHNAPURAM
MEENADU, NEDUNGOLAM P.O., KOLLAM.

2. V.B. JAYATHRI, DO. DO.

3. SUDHEERA RANI, DO. DO.

4. GOPAKUMAR, DO. DO.

5. KRISHNAVENI, DO. DO.

BY ADV. SRI.B.KRISHNA MANI

RESPONDENT: COMPLAINANT:

THE STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 19/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.Ramkumar, J.

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B.A.No. 401 of 2007

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Dated this the 19th day of January, 2007.

ORDER

Petitioners, who are accused Nos. 4,5,6,8 and 9 in C.C.No.380 of 2001 on the file of the J.F.C.M., Paravoor for offences punishable under Sections 420, 463, 464 and 465 read with Section 34 I.P.C., seek anticipatory bail.

2. Admittedly on account of the non-appearance of the petitioners before the J.F.C.M., Paravoor where the case is pending as C.C.No.380 of 2001, non-bailable warrants of arrest are pending against the petitioners. Anticipatory bail cannot be granted to nullify the process issued by a court of competent jurisdiction. There is no reason why the petitioner should not surrender before the Magistrate and seek regular bail. Accordingly, if the petitioners surrender before the Magistrate and file an application for regular bail within two weeks from today, the petitioners shall be released on bail on appropriate conditions. In the event of any breach of the conditions, it shall be open to the Magistrate to proceed according to law.

This application is allowed as above.

V.Ramkumar,

Judge.

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